

Howard 2012

**LR34-CR00-30
BAIL SCHEDULE**

A. AMOUNTS: The following amounts shall be the amounts set for bail bonds in those courts which authorize the use of the schedule, unless otherwise ordered by the Court:

CLASS OF OFFENSE	BAIL AMOUNT
A. Murder	None
B. Habitual Offender	\$50,000.00
C. Class A Felony	\$75,000.00
D. Class B Felony	\$30,000.00
E. Class C Felony	\$15,000.00
F. Class D Felony	\$10,000.00
G. Class A Misdemeanor	\$8,000.00
H. Class B Misdemeanor	\$6,500.00
I. Class C Misdemeanor	\$5,000.00

EXCEPTIONS TO SCHEDULE

B. MULTIPLE CHARGES: If an arrest is made on more than one charge and there has been no prior judicial determination of bail, bail must be posted as to each charge. The amounts may be varied or determination stayed until court appearance by oral order of the judge, which order may be made by telephone.

C. RELEASE ON PROMISE TO APPEAR: The bail schedule shall not apply to cases in which a person may be released upon written promise to appear or the posting of other appropriate security including, but not limited to the following:

1. TRAFFIC OFFENSES: Pursuant to IC 9-4-1-131, a resident of Indiana charged with a **misdemeanor** regulating the use and operation of a motor vehicle other than one listed in IC 9-4-130.1 shall be released upon signing a promise to appear. The offenses excepted from this rule by IC 9-4-2-130.1 are as follows: (a) an offense causing or contributing to an accident involving injury or death to any person; (b) a violation of IC 9-11-2; and (c) failure to stop in the event of an accident causing death, personal injuries, or damage to property. Residents of states which are members of the nonresident violator agreement, IC 9-5-1.1-1 *et seq.*, shall be treated in the same manner as residents of Indiana. Resident of other states shall be required to provide security as provided in IC 9-4-1-131(b) or, failing to do so, they shall post bail in the amount provided above.

Any person refusing to sign a promise to appear shall post bond.

2. CONSERVATION OFFENSES: Pursuant to IC 14-2-9-3 case of violation of snowmobile and fish and game laws may be dealt with by summons rather than arrest.

D. INTOXICATED PERSONS: If any person is arrested or charged involving intoxication or use of drugs and, in the opinion of the Sheriff or his department, cannot safely be released because of such condition, that person shall be held until the Sheriff or his department determines that the person would not constitute a danger to himself or others. This provision is subject to the rule that all persons arrested who remain in jail shall be brought into court no later than the next day court is in session.

E. ARREST IN CIVIL PROCESS: The bail schedule applies only to arrest on criminal charges. On civil arrests (body attachments), the bond applicable is the amount stated by the court on the Body Attachment. Such bail is to be accepted in cash, or, where applicable, by credit card. The court will consider the cash bail posed to be the property of the person arrested and subject to attachment.

F. TEN PERCENT CASH: In all cases, unless a specific order to the contrary is made by the court when setting bail, the person, if a resident of the State of Indiana, may post cash in the amount ten percent (10%) of the bail. The court approved bond form must be used. If ten percent (10%) is posted, the paid sum shall be returned to the payer at the close of the case with the following deductions:

- (a) administrative fee as per statute;
- (b) fine, fees, and costs;
- (c) restitution ordered by the court;
- (d) alcohol or drug program fees;
- (e) reimbursement to the Howard County Public Defender Supplemental fund;
- (f) costs of extradition;
- (g) cost of housing in jail or other facility outside Howard County;
- (h) Probation User fees.